

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Atty

Case No. 12CEPR01157

Ronald E. Marden (Estate) Case No. Schorling, Douglas D. (for Co-Administrators and Petitioners Robert Shaw, Atty Gayden L. Schorling, and Douglas D. Schorling)

Woodward, Laura (for Kemp & Associates – Assignee)
Amended First and Final Account and Report of Special Co-Administrators and Co-Administrators, and Petition for its Settlement, for Approval of Right to Compensation for Services as Attorney/Co-Administrator, Allowance of Compensation to Co-Administrators and Attorney for Ordinary Services, for Allowance of Compensation to Attorney for Extraordinary Services, and for Final Distribution

DO	D: 12-21-12	ROBERT SHAW, GAYDEN L. SCHORLING, and DOUGLAS D. SCHORLING, Co-Administrators with Limited IAEA without bond, are Petitioners.	NEEDS/PROBLEMS/ COMMENTS:
~ ~	Aff.Sub.Wit.  Verified Inventory	Account period: 12-21-12 through 3-18-15 Accounting: \$668,595.78 Beginning POH: \$653,863.51 Ending POH: \$519,176.61 (\$516,126.61 cash plus a vehicle, misc. personal property, and two firearms)	<u>SEE PAGE 2</u>
<b>&gt;</b>	PTC Not.Cred.	Co-Administrators Robert Shaw and Gayden L. Schorling (Statutory): \$16,131.92	
<b>&gt;</b>	Notice of Hrg Aff.Mail	Attorney/Co-Administrator Douglas D. Schorling (Statutory): \$16,131.92	
	Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters   12/26/12	Petitioners request that the Court authorize Co-Administrators Robert Shaw and Gayden L. Schorling to equally share the statutory personal representative's compensation and authorize Attorney/Co-Administrator Douglas D. Schorling to receive the entire amount of statutory attorney compensation as attorney for the Co-Administrators.	
> >	Duties/Supp Objections Video Receipt CI Report 9202 Order	Attorney (Extraordinary): \$13,970.00 Declaration filed 3-18-15 indicates 91.9 hours at \$150/hour for legal services including Petition to Determine Entitlement and Petition for Payment of Family Allowance, Unlawful Detainer, and Small Claims, and Court confirmed sale of real property totaling \$13,970.00.	
	Aff. Posting Status Rpt UCCJEA	Closing: \$10,000.00 (for anticipated expenses including estate income taxes and Decedent's personal income taxes)	Reviewed by: skc Reviewed: 3-26-15 Updates:
*	Citation FTB Notice	Petitioners request to distribute the estate pursuant to intestate succession as follows: The estate, after donating the remaining vehicle and misc. personal property and sale of the firearms, is to be divided into 17 shares representing the 17 first cousins of the decedent, and distributed to the 27 heirs as set forth in the petition.	Recommendation: File 1 - Marden
		Petitioners state each of the paternal heirs has executed an Assignment in favor of Kemp & Associates, Inc., which is authorized to receive and process distributions on behalf of the paternal heirs. Accordingly, Petitioners will send Attorney Laura Woodward a check for the total amount of distribution to the paternal heirs to further process those distributions in accordance with the terms of its assignments.	

# 1 Ronald E. Marden (Estate)

Case No. 12CEPR01157

#### Page 2

#### **NEEDS/PROBLEMS/COMMENTS:**

1. Cal. Rules of Court 7.706(a) states:

(a) Personal representative's compensation only
Notwithstanding the provisions of the decedent's will, a personal representative who is an attorney may receive the personal representative's compensation but may not receive compensation for legal services as the attorney for the personal representative unless the court approves the right to compensation for legal services in advance and finds the arrangement is to the advantage, benefit, and best interest of the decedent's estate.

Petitioners request that the Co-Administrators' statutory compensation be split between two of the Co-Administrators, Robert Shaw and Gayden D. Schorling, and that Attorney Douglas D. Schorling, who is the third Co-Administrator, but is also the attorney for the Co-Administrators, receive the entire amount of statutory compensation as attorney.

Examiner Notes published in connection with the prior petition filed 10-7-14 noted that this arrangement may not be allowable under Cal. Rules of Court 7.706(a), as it was not approved in advance. This amended petition now includes a specific request to approve this compensation arrangement. The petition at #32 describes the benefit to the estate.

Examiner notes at this time that Mr. Schorling's statutory compensation may be limited to a one-third share of the Co-Administrators' statutory compensation, instead of the two other Co-Administrators splitting it half each.

<u>Note</u>: Consistent with the Court's recent practice, if the Court determines that an informal accounting of the closing reserve is warranted, the court will set a status hearing as follows:

• Thursday, August 4, 2015 at 9:00 am in Dept. 303 for Status Re: Informal Accounting of the \$10,000.00 Closing Reserve.

Pursuant to Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required. The filing of the Informal Accounting of Closing Reserve will not generate a new hearing date.

Atty

McCloskey, Daniel T. (for Administrator, Joseph W. Martin)

(1) First and Final Report of Administrator on Waiver of Account and Petition for its Settlement; (2) for Allowance of Statutory and Extraordinary Fees to Attorney for Services; and (3) for Order for Final Distribution Pursuant to Probate Code 3600 et. seq.

DC	D: 3/31/10	JOSEPH WILLIAM MARTIN, Administrator,	NEEDS/PROBLEMS/COMMENTS:
		is petitioner.	
		A	Continued from 2/19/15. Minute
		Accounting is waived.	order states Counsel intends to file an amended petition.
	nt. from 082514	I & A - \$125,873.74	·
09	0814, 102014	POH - <b>\$127,424.94</b>	As of 3/26/15 the following issues remain:
	Aff.Sub.Wit.		remain.
✓	Verified	Administrator - <b>waives</b>	
1	Inventory	Attorney - <b>\$4,776.22</b>	It appears that the Joseph W.     Martin Irrevocable Trust
	PTC	(statutory)	established on 1/16/14 is not a
✓			valid "special needs" trust. The
✓	Not.Cred.	Attorney x/o - \$9,100.00	requirements for creation of a
1	Notice of W/	(40.75 hours @ \$100 – 250/hr for services in connection with the civil litigation	special needs trust are that the
	Hrg	and creation of the special needs trust)	beneficiary must be under the age of 65 at the time of the trust's
✓	Aff.Mail	·	creation. Mr. Martin is 86. (Title 42
	Aff.Pub.	Costs - \$1,304.32	United States Code section
	Sp.Ntc.	(probate Referee, publication, certified copies)	1396p(d)(4)(A)).
	Pers.Serv.	Copiesi	
	Conf.	Petitioner states he established the	2. Petition requests the distribution
	Screen	JOSEPH W. MARTIN IRREVOCABLE	to the Joseph W. Martin
✓	<b>Letters</b> 4/2/13	SPECIAL NEEDS TRUST, ("SNT") dated	Irrevocable Special Needs Trust, dated 1/16/14. The trust
	Duties/Supp	1/16/14, Donald Fischer, trustee. The SNT currently contains proceeds from	attached to the petition is
	Objections	the settlement of the civil litigation by	entitled the Joseph W. Martin
	Video	order of the Honorable Kristi Culver-	Irrevocable Trust established on
	Receipt	Kapetan in the matter entitled Joseph	1/16/14 with no mention of a
	CI Report	W. Martin v. Mary Quin, et. al, case no.	special needs trust.
✓	9202	12CECG03130 filed on 4/2/14.	Please see additional page
✓	Order	Petitioner requests the court take judicial notice of the order.	
	Aff. Posting		Reviewed by: KT
	Status Rpt	Please see additional page	Reviewed on: 3/26/15
	UCCJEA		Updates:
	Citation		Recommendation:
✓	FTB Notice		File 2 - Martin
			0

# 2 Theresa Gutierrez Martin (Estate)

Case No. 13CEPR00054

Page 2

Petitioner request the assets of the estate be distributed to Donald E. Fischer, Trustee of the Joseph W. Martin Irrevocable Special Needs Trust dated 1/16/14.

#### NEEDS/PROBLEMS/COMMENTS (cont.):

Extra ordinary fee requests appear to include attorney services that benefited the administrator, Joseph Martin, personally and not the estate. For instance, Mr. McCloskey states he assisted Mr. Martin in a civil case for financial elder abuse against his daughter, Mary J. Quin entitled Joseph W. Martin v Mary J. Quin, case no. 12CECG03130. The action sought to recover assets Mr. Martin alleged were fraudulently taken by his daughter, Mary J. Quin. Mr. Martin was represented by Attorney Babette Fischer in the civil matter and not Mr. McCloskey. Mr. McCloskey also states he assisted in the creation of the Special Needs Trust for Mr. Martin. The special needs trust would be solely for the benefit of Mr. Martin and not for the benefit of the estate. In addition, there are questions regarding the validity of the Special Needs Trust. It appears any attorney fees incurred by the civil case or for Mr. Martin personally should be recovered from Mr. Martin personally outside of the estate. California Rules of Court, Rule 7.702(3) requires the declarant to show the benefit of the services to the estate. - Declaration of Attorney Daniel T. McCloskey filed on 8/15/14 states he feels the extraordinary fees are justified due to the unusual circumstances presented by the case, including but not limited to; preparation, filing and related actions to create the Special Needs Trust; preparation and filing and prosecution of the Petition to Determine Title; protracted civil litigation regarding the Petition to Determine Title and Petitioner's physical incapacity and mobility issues after his fall requiring travel to and from the convalescent home and hospital; that the misconduct alleged by his daughter occurred in 2010 and that it was his only daughter, a licensed attorney, who aggressively defended against the complaint and petition.

Status Report filed on 10/10/14

Status Report filed on 2/11/15

Calhoun, Ronald L. (of Hanford, CA, for Executor Louise Baker)
Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 05/17/2013	_
Cont. from 060614,	
070114, 081915,	
021915	_
Aff.Sub.Wit.	_
Verified	
Inventory	
PTC	
Not.Cred.	
Notice of	
Hrg	_
Aff.Mail	_
Aff.Pub.	
Sp.Ntc.	
Pers.Serv.	
Conf.	
Screen	_
Letters	_
Duties/Supp	_
Objections	_
Video Receipt	
CI Report	=
9202	=
Order	-
Aff. Posting	_
Status Rpt	_
UCCJEA	_
Citation	-
FTB Notice	-

**LOUISE BAKER**, was appointed Executor with full IAEA authority without bond on 01/27/2014.

Letters issued on 01/28/2014.

Minute Order of 01/06/2014 set this status hearing for the filing of the Inventory and Appraisal.

Former Status Report filed 08/11/2014 states Attorney Calhoun failed to transfer over the hearing of 07/01/2014 due to a change in his calendaring. He and the executrix, Louise Baker, have done an extensive search and found that the estate has no property. However, on review of the events leading up to and during the investigation, it was determined that an individual had changed the beneficiary of the decedent's life insurance three days before her death. The case number of the probate has been used in discovery attempts to determine how such action was taken. As can be seen by the decedent's death certificate, Ms. Ello was in the hospital, and had been for over a month prior to her death. Therefore, with the changing of her beneficiary, it does not appear proper.

#### **NEEDS/PROBLEMS/COMMENTS:**

Minute Order 2/19/15: No appearances. The Court issues an Order to Show Cause to Ronald Calhoun and Louise Baker as to why they should not be sanctioned and why Ms. Baker should not be removed as Executor for failure to appear and failure to file the Inventory and Appraisal or a Status Report. Both parties are ordered to be personally present in Court on 4/2/15.

Page B is Status Re: Filing the First Account or Petition for Final Distribution.

Page C is the OSC Re: Failure to Appear and Failure to file the Inventory and Appraisal.

 Need Inventory and Appraisal or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.

Reviewed by: LV / skc

Reviewed on: 3/26/15

Updates:

Recommendation:

File 3A - Ello

**3A** 

Calhoun, Ronald L. (of Hanford, CA, for Executor Louise Baker)

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

appointed Executor with Full IAEA without bond on 1-27-14. Letters issued 1-28-14.  Cont. from 030615  Aff.Sub.Wit.  Aff.Sub.Wit.  Inventory  PTC  Not.Cred.  Notice of Hrg  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  C1 Report  9202  Order  Aff. Posting Sstatus Rpt UCCJEA  Citation  FTB Notice  The rain on 1-27-14, the Court set this status hearing for the filing of the first account or petition for final distribution pursuant to Probate Code § 12200 or verified written status report pursuant to Local Rule 7.5.  Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two ceditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc Reviewed on: 3-3-15  UCCJEA  Citation  FTB Notice	DOD: 5-17-13	LOUISE BAKER, Mother, was	NEEDS/PROBLEMS/COMMENTS:
Aff. Sub. Wit.  Verified Inventory PTC Not. Cred. Notice of Hrg Aff. Mail Aff. Pub. Sp. Ntc. Pers. Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA Citation  His status hearing for the filing of the first account or petition for final distribution pursuant to Probate Code §12200 or verified written status report pursuant to Local Rule 7.5.  Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:			7
Aff.Sub.Wit.  Verified  Inventory  PTC  Not.Cred.  Nofice of Hrg  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  first account or petition for final distribution pursuant to Probate Code § 12200 or verified written status report pursuant to Local Rule 7.5.  Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc  Reviewed on: 3-3-15  Updates:  Recommendation:	Cont. from 030615	At hearing on 1-27-14 the Court set	2 Need first account or petition for
Inventory PTC Not.Cred. Notice of Hrg Aff.Mail Aff.Pub. Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA Citation  distribution.  status report pursuant to Local Rule 7.5.  Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filled totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:	Aff.Sub.Wit.	7	•
PTC   Not.Cred.   Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.	Verified	· ·	I - II
Not.Cred.  Notice of Hrg  Aff.Mail  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Note: The original petition estimated the estate to contain personal property valued at \$500,000.00.  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,783.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.	Inventory	distribution.	• •
Notice of Hrg  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.	PTC	]	7.5.
Notice of Hrg estate to contain personal property valued at \$500,000.00.  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Reviewed on: 3-3-15  Updates:  Recommendation:	Not.Cred.		Note: The original petition estimated the
Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.	Notice of	1	
Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Note: Louise Baker is the sole heir pursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc  Reviewed by: skc  Reviewed on: 3-3-15  Updates:  Recommendation:	Hrg		valued at \$500,000.00.
Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Dursuant to the decedent's will dated 12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc  Reviewed by: skc  Reviewed on: 3-3-15  Updates: Recommendation:	Aff.Mail		
Sp.Ntc.   12-21-84; however, Letters issued on 1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.    Objections	Aff.Pub.		
Pers.Serv.  Conf. Screen  Letters  Duties/Supp Objections  Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA Citation  1-28-14 and two creditor's claims have been filed totaling \$1,983.54. The estate must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: seq., 11000, 12200.  Reviewed by: skc Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:	Sp.Ntc.		
Screen  Letters  Duties/Supp Objections  Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA Citation  must be properly closed by noticed petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:	Pers.Serv.		1
Letters Duties/Supp Objections Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA UCCJEA Citation  petition. See Probate Code §§ 10950 et seq., 11000, 12200.  Reviewed by: skc Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:			been filed totaling \$1,983.54. The estate
Duties/Supp  Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Seq., 11000, 12200.		_	· · · · · · · · · · · · · · · · · · ·
Objections  Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  UCCJEA  Citation  CUReport  Reviewed by: skc  Reviewed on: 3-3-15  Updates: Recommendation:	Letters	_	·
Video Receipt  CI Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Reviewed by: skc  Reviewed on: 3-3-15  Updates:  Recommendation:		<u> </u> =	seq., 11000, 12200.
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CI Report 9202 Order Aff. Posting Status Rpt UCCJEA UCCJEA Uitation Reviewed by: skc Reviewed on: 3-3-15 Updates: Recommendation:			
9202 Order Aff. Posting Reviewed by: skc Reviewed on: 3-3-15 UCCJEA UCCJEA Updates: Recommendation:		_	
Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Reviewed by: skc  Reviewed on: 3-3-15  Updates:  Recommendation:		_	
Aff. Posting  Status Rpt  UCCJEA  Citation  Reviewed by: skc  Reviewed on: 3-3-15  Updates:  Recommendation:		_	
Status Rpt UCCJEA Uight Reviewed on: 3-3-15 Updates: Citation Recommendation:		4	
UCCJEA Updates: Citation Recommendation:		4	-
Citation Recommendation:		4	
		_	•
FIR NOTICE   File 3R - Filo		_	
	FIB Notice		File 3B - Ello

Calhoun, Ronald L. (of Hanford, CA, for Executor Louise Baker)

Order to Show Cause RE: Failure to Appear and Failure to File the Inventory and Appraisal

DOD: 5-17-13	LOUISE BAKER, Mother, was appointed	NEEDS/PROBLEMS/COMMENTS:
DOD. 3-17-10	Executor with Full IAEA without bond on	TTEES, TROBLETTO, CONTINUENTS.
	1-27-14. Letters issued 1-28-14.	
	1 27 11. 2011013 133000 1 20 1 1.	
	At hearing on 1-27-14, the Court set	
	status hearings for the filing of the	
Aff.Sub.Wit.	inventory and appraisal and the filing of	
Verified	the first account or petition for final	
Inventory	distribution.	
PTC	The status hearing for the filing of the	
Not.Cred.	inventory and appraisal was continued	
Notice of	from 6-6-14 to 7-1-14, then 8-19-15 and	
Hrg	2-19-15.	
Aff.Mail		
Aff.Pub.	On 2-19-15, there were no appearances. The Court issued this	
Sp.Ntc.	Order to Show Cause as to why they	
Pers.Serv.	should not be sanctioned and why Ms.	
Conf.	Baker should not be removed as	
Screen	Executor for failure to appear and	
Letters	failure to file the inventory and	
Duties/Supp	appraisal or a status report. Both Executor and Attorney Calhoun are	
Objections	ordered to be personally present.	
Video	c.ac.oa io do poisorially prosorii.	
Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 3-26-15
UCCJEA		Updates:
Citation	ļ	Recommendation:
FTB Notice		File 3C - Ello

Gordon, Douglas L. (for Petitioner Jocelyn Lisseth Castillo Valle)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

#### **TEMPORARY EXPIRES 4/2/15. NEEDS/PROBLEMS/COMMENTS:** JOCELYN LISSETH CASTILLO VALLE, 1. Notice of Hearing filed on 3/15/15 minor, is petitioner and requests lists the attorney, Douglas L. appointment of PAULA VALLE Gordon as the filing party. The Cont. from **GUEVARA**, maternal aunt, as filing party is Jocelyn Lisseth Aff.Sub.Wit. Castillo Valle. guardian. Verified Please see petition for details. 2. Petition states the names and Inventory addresses of the paternal PTC grandparents are unknown. Court Investigator filed on 3/24/15. Need declaration of due Not.Cred. diligence. Notice of Hrg 3. Need proof of service of the Aff.Mail Notice of Hearing along with a Aff.Pub. copy of the Petition on the Sp.Ntc. paternal grandparents, unless the Court dispenses with notice. W/ Pers.Serv. Conf. 4. Petition alleges that the minor's Screen mother disappeared when the Letters minor was 11 years old. Proof of service indicates the mother was Duties/Supp personally served on 2/8/15. Need clarification. **Objections** Video Receipt **CI Report** 9202 Order Aff. Posting Reviewed by: KT **Status Rpt** Reviewed on: 3/26/15 **UCCJEA Updates:** Citation **Recommendation: FTB Notice** File 5B - Valle

**5A** 

## Motion for Specific Factual Findings Regarding "Special Immigrant Juvenile" Status

		MONOTION Specific raction rindings Regarding Sp	
		JOCELYN LISSETH CASTILLO VALLE, minor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			1. The proposed order is
		Please see petition for details.	incomplete. The order
			indicates at #5 that
Cont. from			additional findings about
Aff.Sub.Wit	<u>.                                      </u>		the minor are provided in
✓ Verified			Attachment 5; however, there is no Attachment 5.
Inventory			
PTC			
Not.Cred.			
✓ Notice of			
Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
✓ Pers.Serv.	W/		
Conf.			
Screen			
Letters			
Duties/Sup	р		
Objections	S		
Video			
Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting	3		Reviewed by: KT
Status Rpt			Reviewed on: 3/26/15
UCCJEA			Updates:
Citation			Recommendation:
FTB Notice			File 5B - Valle

Guadalupe L. Miles (Estate)

Fanucchi, Edward L. (for Gilda N. Walker – Administrator)

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

DOD: 08/21/2012	GILDA N. WALKER, daughter, was appointed Administrator with Limited IAEA authority without	NEEDS/PROBLEMS/COMMENTS:
	bond on 08/16/2013. \$75,700.00 ordered to be placed in a Blocked account.	Minute Order of 01/08/2015: The Court needs information regarding the amounts of the offers that have
Cont. from 091914, 100214, 010815	Letters issued on 08/30/2013.	been made on the real property.
Aff.Sub.Wit.	Receipt for Blocked account in the amount of \$75,700.00 was filed on 09/24/2013.	Need First Account or Petition for Final Distribution.
Inventory PTC	Inventory & Appraisal filed 10/30/2013 showing a value of \$191,350.00.	
Notice of	Minute Order of 07/18/2013 set this status hearing	
Aff.Mail	for the filing of the First Account and/or Petition for Final Distribution.	
Aff.Pub. Sp.Ntc. Pers.Serv.	Status Report filed 03/18/2015 states on 02/06/2015, a new Probate Listing Agreement was executed by the Administratrix with Masiello Real	
Conf. Screen	Estate. On 02/06/2015, an off for \$107,000.00 was received from EVC Homes, LLC, along with a	
Letters  Duties/Supp	\$1,000.00 deposit. On 02/09/2015, the Seller presented a Counter Offer as to certain of the terms of sale which was accepted by the buyer	
Objections Video Receipt	on 02/11/205. On or about 03/03/2015, an escrow was opened at Chicago Title Company. A	
CI Report	reappraisal for Sale was prepared and mailed to the Administratrix for signature on 03/05/2015. The	
9202 Order	Administratrix has limited authority for the sale of the real property. A Report of Sale and Petition for Order confirming Sale will be filed and set for	
Aff. Posting Status Rpt UCCJEA	hearing, and a Notice of Sale will be published.  When the Court has issued an Order Confirming	Reviewed by: LV Reviewed on: 03/26/2015 Updates:
Citation FTB Notice	Sale, the escrow will proceed to closing. A 60 day continuance is requested to allow time for the	Recommendation: File 12 - Miles
TID HORGE	hearing on the Report of Sale, and the closing of escrow.	THE 12 THIES
	<u>Please see additional page</u>	12

# 12 (additional page) Guadalupe L. Miles (Estate)

Case No. 13CEPR00520

**Status Report filed 01/27/2015** states on 05/16/2014, the personal representative executed a Probate Listing Agreement with Guarantee Real Estate for the sale of the real property situate at 1523 W. Cambridge, Fresno Ca. 93705, for the sum of \$122,000.00. Said Listing was to expire on 08/16/2014. No offers were received during the Listing period.

On 08/15/2014, the Probate Listing Agreement was extended to 11/16/2014. During that period, the following offers were received:

10/11/2014 Offer \$80,000 Kelley Green Investment Grp (Rejected)

10/21/2014 Offer \$55,000 Corporate America Lending ISOA

10/30/2014 Counter \$92,000 By Administratrix

10/31/2014 Counter \$56,000 Corporate America (Rejected)

10/27/2014 Offer \$80,000 JMK Property Investors, Inc.

12/16/2014 Counter \$95,000 by Administratrix

11/15/2014 Offer \$95,000 Fridoon Alvand (FHA)

Counter \$108,500 By Administratrix

On 11/18/2014, the Probate Listing Agreement was extended to 12/31/2014. During that period, the following offers were received:

11/30/2014 Offer \$50,000 Jose M. and Dina Thomas-Virueta (Rejected)

12/01/2014 Offer \$50,000 Tower Property Solutions (Rejected) 12/08/2014 Offer \$81,500 JMK Property Investors, LLC (Rejected)

Pursuant to the Probate Code, 90% of the appraised value would be \$103,500. Due to the condition of the property, which needs some repairs, painting, and yard maintenance, no offers of 90% of the appraised value were received. It has been estimated that it would take \$15,000 to \$25,000 to rehab the property to obtain a better offer.

Atty LeVan, Nancy J. (for Julie Castillo and Connie Martinez)

Atty Kruthers, Heather H (for Public Guardian/conservator of the estate)

Probate Status Hearing RE: Filing Inventory & Appraisal

	PUBLIC GUARDIAN was appointed	NEEDS/PROBLEMS/COMMENTS:
	conservator of the estate on 9/16/14.	
Cont. from	Order appointing the Public Guardian as conservator of the estate was signed	Need inventory and appraisal or current written status report
Aff.Sub.Wit.	on 11/4/14.	pursuant to Local Rule 7.5 which states in all matters set for status
Verified	Letters issued on 9/17/14.	hearing verified status reports
Inventory	=	must be filed no later than 10
PTC	Minute order dated 9/16/14 appointed	days before the hearing. Status
Not.Cred.	the Public Guardian as Conservator of	Reports must comply with the
Notice of	the estate and set this status hearing for	applicable code requirements.  Notice of the status hearing,
Hrg	the filing of the inventory and appraisal.	together with a copy of the
Aff.Mail	=	Status Report shall be served on
Aff.Pub.	=	all necessary parties.
Sp.Ntc.	=	
Pers.Serv.		
Conf.		
Screen		
Letters		
Duties/Supp		
Objections		
Video	]	
Receipt		
CI Report		
9202		
Order		
Aff. Posting	4	Reviewed by: KT
Status Rpt		Reviewed on: 3/26/15
UCCJEA	4	Updates:
Citation	4	Recommendation:
FTB Notice		File 13A - Reyna

13A

Atty LeVan, Nancy J. (for Julie Castillo and Connie Martinez)

Atty Kruthers, Heather H (for Public Guardian/conservator of the estate)

Atty Reyna, Joseph (pro per son)

## Probate Status Hearing RE: Status on Agreement

Age: 80 years	JULIE CASTILLO and CONNIE MARTINEZ,	NEEDS/PROBLEMS/COMMENTS:
DOB: 8/30/1930	daughters, petitioned the court requesting	
	appointment as Co-Conservators of the	
	person and estate of their mother.	
		2. Need current written status
Cont. from	Son, <b>JOSEPH REYNA</b> filed objections to the	report pursuant to Local Rule 7.5 which states in all matters
Aff.Sub.Wit.	appointment of Julie Castillo and Connie	set for status hearing verified
Verified	Martinez as conservators of the person and estate.	status reports must be filed no
Inventory	esiale.	later than 10 days before the
PTC	The court set the matter for trial.	hearing. Status Reports must
Not.Cred.	On the date set for trial (9/16/14) counsel	comply with the applicable code requirements. Notice of
Notice of	for the parties stated they had come to an	the status hearing, together
Hrg	agreement. The court appointed the	with a copy of the Status
Aff.Mail	Public Guardian and set this status hearing	Report shall be served on all
Aff.Pub.	re: Status on Agreement.	necessary parties.
Sp.Ntc.	The <b>PUBLIC GUARDIAN</b> was appointed	
Pers.Serv.	conservator of the estate on 9/16/14.	
Conf.	The <b>PUBLIC GUARDIAN</b> was appointed	
Screen	temporary conservator of the person on	
Letters	2/25/15.	
Duties/Supp		
Objections		
Video		
Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: KT
Status Rpt		Reviewed on: 3/26/15
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 13B - Reyna

13B

Poochigian, Mark S (for Executor Maria Guadalupe Warren)
Probate Status Hearing Re: Filing Inventory and Appraisal

DOD: 3/4/14	MARIA GUADALUPE WARREN was	NEEDS/PROBLEMS/COMMENTS:
	appointed executor with full IAEA	, ,
	authority and without bond on 9/16/14.	
	Latham in 10 d an 0/10/14	Need inventory and appraisal or
Cont. from 012915	Letters issued on 9/19/14.	current written status report
Aff.Sub.Wit.	Minute order dated 9/16/14 set this	pursuant to Local Rule 7.5 which states in all matters set for status
Verified	status hearing for the filing of the	hearing verified status reports
	inventory and appraisal.	must be filed no later than 10
Inventory	Unverified Status Report filed on	days before the hearing. Status
PTC	1/26/15.	Reports must comply with the
Not.Cred.	1,20,10.	applicable code requirements.
Notice of		Notice of the status hearing,
Hrg	4	together with a copy of the Status Report shall be served on all
Aff.Mail	4	necessary parties.
Aff.Pub.		Tiecessary parties.
Sp.Ntc.		
Pers.Serv.		
Conf.		
Screen		
Letters		
Duties/Supp		
Objections		
Video		
Receipt		
CI Report		
9202	-	
Order	-	
Aff. Posting	1	Reviewed by: KT
Status Rpt	<u> </u>	Reviewed on: 3/26/15
UCCJEA		Updates:
Citation	-	Recommendation:
FTB Notice		File 16- Reyes
		16

# In Re: Emily Elizabeth Laing Laing, Brenda C. (Pro Per – Mother) Probate Status Hearing RE: Proof of Funds in a Blocked Account

17

Atty

		BRENDA C. LAING, Mother, filed a	NEEDS/PROBLEMS/COMMENTS:
		Petition for Order Regarding the Transfer	
		of Money Belonging to Minor to	Need Receipt and
		Custodian under CUTMA on 9-22-14.	Acknowledgment of Order for the
Cont. from	022615		Deposit of Money into Blocked
Aff.Sub		At hearing on 1-15-15, the Court	Account (MC-356).
		ordered proceeds from the father's life insurance policy that are being held for	
Verified		the benefit of beneficiary Emily	
Invento	ory	Elizabeth Laing, including any interest,	
PTC		to be placed into a blocked account,	
Not.Cre		and set this status hearing for proof of	
Notice	of	funds in a blocked account.	
Hrg			
Aff.Mai	il	Order to Deposit Money Into Blocked	
Aff.Pub	).	Account filed 1-15-15 indicated the total amount authorized for deposit is	
Sp.Ntc.		\$16,640.00.	
Pers.Se	erv.	' '	
Conf.		Declaration of Brenda C. Laing filed	
Screen	1	2-25-15 states she is working with	
Letters		Christina at EECU, Nicholas' previously	
Duties/	'Supp	employer, and Louise Luther with Group	
Object	ions	Life Claims, the insurance company. Per an email from Louise this morning	
Video		(attached), the check is in the mail and	
Receip	ot	then she will be able to set up the bank	
CI Repo	ort	account for Emily.	
9202			
Order			
Aff. Pos	sting		Reviewed by: skc
Status F			Reviewed on: 3-26-15
UCCJE			Updates:
Citation			Recommendation:
FTB Not	lice		File 17 - Laing

Atty Miller, Lisa Marie (Pro Per – Petitioner – Paternal Aunt)

23

Atty

McPhetridge, David (Pro Per – Petitioner – Paternal Uncle)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

	Petition for Appointment of Temporary Guardio	distilp of the reison (1105. C. 2250)
Emma Age 10	TEMPORARY EXPIRES 04/02/2015	NEEDS/PROBLEMS/COMMENTS:
Addison Age: 6	GENERAL HEARING 05/13/2015	
	GENERAL HEARING 05/15/2015	Minute Order of 03/26/2015: Matter is
	Please see petition for details	short-set for proof of notice to the parents.
Cont. from 040215		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
Notice of X		
Hrg	_	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf.		
Screen  Letters	=	
✓ Duties/Supp		
Objections		
Video		
Receipt		
CI Report	4	
9202	4	
✓ Order		
Aff. Posting		Reviewed by: LV
Status Rpt		<b>Reviewed on:</b> 03/27/2015
✓ UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 23 – Springer